

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
LAFAYETTE DIVISION**

ENRIQUE GONZALEZ LEIVA,
ROGELIO CORONA TREJO,
GABRIEL GARCIA ARROYO,
VALENTIN GARCIA ARROYO,
RAUL GONZALEZ LEYVA,
LUIS LOPEZ CARRASCO,
JOSE ALBINO LEYA,
SIMON GONZALEZ HERNANDEZ, and
KIMBERLY DELGADO,

Plaintiffs,

v.

WINDY PRAIRE FARM LLC,
KEITH CLUTE, and
SHAWN NOWER,

Defendants.

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§ Civil Action
§ No. 4:19-cv-00087-TLS-JPK
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§ JURY DEMAND
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MOTION FOR ENTRY OF JUDGMENT

Plaintiffs, Enrique Gonzalez Leiva, Rogelio Corona Trejo, Gabriel Garcia Arroyo, Valentin Garcia Arroyo, Raul Gonzalez Leyva, Luis Lopez Carrasco, Simon Gonzalez Hernandez, Jose Albino Leya, and Kimberly Delgado, by counsel, Indiana Legal Services, Inc., respectfully move the Court pursuant to Rule 55(b)(2) of the Federal Rules of Civil Procedure to enter judgment against Defendants, Windy Prairie Farm LLC, Keith Clute, and Shawn Nower.

In support of their Motion, Plaintiffs state:

1. On September 11, 2019, Plaintiffs initiated this action in this Court against Defendants. [DE 1].
2. On September 16, 2019, each Defendant was properly served with the Complaint and Summons in this action. [DE 8-10].

3. On October 7, 2019, each Defendant's Answer or other response was due. [*Id.*].
4. No Defendant responded by that date.
5. On October 8, 2019, Plaintiffs filed their Motion for Clerk's Entry of Default. [DE 12].
6. On October 9, 2019, the Clerk of Court made the requested Entry of Default. [DE 13].
7. To date, Defendants have made no response to Plaintiffs' Complaint and no attorney has entered a formal appearance for any Defendant.

Wherefore, Plaintiffs respectfully request the Court;

- A. Enter default judgment against Defendants;
- B. Permit Plaintiffs up to ninety (90) days from this date to submit their request for damages and brief in support of their request for damages against Defendants;
- C. Schedule any hearings and proceedings necessary for the administration of this case; and
- D. Grant all other just and proper relief.

Respectfully submitted,

/s/ David W. Frank

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 9th day of October 2019, a true and correct copy of the foregoing document was served to all attorneys of record by the CM/ECF electronic case filing system and sent via U.S. Mail to the following:

Windy Prairie Farm LLC
c/o Daniel C. Blaney, Esq.
124 East State Street, P.O. Box 500
Morocco, IN 47963

Keith Clute
1112 S. 300 E.
Fowler, IN 47944

Shawn Nower
1112 S. 300 E.
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/s/ David W. Frank
Attorney for Plaintiffs